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Attorneys for Plaintiff and Counterdefendant
 ELAN MICROELECTRONICS
 CORPORATION

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ELAN MICROELECTRONICS
 CORPORATION,

Plaintiff,

v.

APPLE, INC.,

Defendant.

AND RELATED COUNTERCLAIMS

Case No. 09-cv-01531 RS (PSG)

STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING FURTHER CASE
MANAGEMENT CONFERENCE
AS MODIFIED BY THE COURT

DATE: June 2, 2011

TIME: 10:00 a.m.

CTRM: Courtroom 3, 17th Floor

JUDGE: Hon. Richard Seeborg

1 The Court has scheduled a Further Case Management Conference on June 2, 2011 at 10:00
 2 a.m. (*see* Clerk's Notice, Docket # 194). Lead counsel for plaintiff Elan Microelectronics
 3 Corporation will be travelling out of town on business on that day and would therefore be unable
 4 to attend. In addition, Elan has filed its Motion for Partial Summary Judgment of infringement of
 5 U.S. Patent No. 5,825,352. In a separate Stipulation filed today, Counsel for the parties have
 6 agreed to reschedule the hearing on that motion until June 20, 2011 if the Court is available, or
 7 else until July 7, 2011. The parties have agreed to request that the Further Case Management
 8 conference be rescheduled, and have further agreed to request that the Case Management
 9 Conference be scheduled for the same day as the hearing on Elan's motion.

10 The parties therefore stipulate, and ask that the Court order the Further Case Management
 11 Conference be continued until June 20, 2011 if convenient for the Court or to July 7, 2011 or the
 12 earliest date thereafter that is convenient for the Court.

13 The Court has previously: rescheduled the initial Case Management Conference from
 14 August 12, 2009 to August 26, 2009 [Dkt. No. 46]; granted Apple's request to Extend Claim
 15 Construction Briefing and Markman Hearing [Dkt. No. 72]; granted Elan's Motion to Enlarge
 16 Claim Construction Briefing Deadlines [Dkt. No. 77] and granted Apple's motion to shorten time
 17 for Elan to respond to its Motion to Strike [Dkt. No. 115]. The requested brief continuance would
 18 have no effect on the remaining schedule in this case.

19 NOW, THEREFORE, the parties hereby stipulate and request that the Court order that the
 20 Further Case Management Conference, currently calendared for June 2, 2011, be continued until
 21 ~~June 20, 2011~~. July 14, 2011

22 DATED: May 19, 2011

23 Respectfully submitted,

24 ALSTON & BIRD LLP

25 By: /s/ Sean P. DeBruine
 26 Sean P. DeBruine

27 Attorneys for Plaintiff
 28 ELAN MICROELECTRONICS CORPORATION

1 DATED: May 19, 2011

Respectfully submitted,

2 WEIL GOTSHAL & MANGES LLP

3 By: /s/ Sonal N. Mehta
4 Sonal N. Mehta

5 Attorneys for Defendant
6 APPLE, INC.

7 **PURSUANT TO STIPULATION IT IS SO ORDERED.**

8 DATED: May 25, 2011

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10 Hon. Richard Seeborg
11 United States District Judge
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